

Minutes of Meeting
Business Meeting
June 29, 2021
2:00 p.m.

The Kootenai County Board of Commissioners: Chairman Chris Fillios, Commissioner Leslie Duncan and Commissioner Bill Brooks, met to discuss the following agenda items. Also present were KCSO Captain Stuart Miller, KCSO Patrol Deputy Alana Hunt, KCSO Auto Shop Mechanic Russ Trueblood, KCSO 911 Communication Services Technician Alan Mallory, Parks & Waterways/Noxious Weeds/Snowgroomers Director Nick Snyder, Resource Management Office (RMO) Senior Program Manager Kimberli Riley, Civil Deputy Prosecuting Attorneys Jamila Holmes and R. David Ferguson, Office of Emergency Management (OEM) Administrative Assistant Rachel Irish, Auditor's Office Staff Accountant – Grants Julina Hildreth, BOCC Senior Business Analyst Nanci Plouffe, BOCC Administrative Secretary Teri Johnston and Deputy Clerk Tina Ginorio. Also present were Parks & Waterways Advisory Board Vice Chair Doug Harris and Kootenai County Residents Mary Hartman, Richard Hartman, Cindy Mitchell, Jeff Rowe, Steve Johnston, Patricia Johnston, Susan Stiger and Bob Stiger. Commissioner Brooks, Mr. Mallory, Mr. Trueblood, Ms. Riley and Mr. Snyder were present via teleconference.

- A. Call to Order:** Chairman Chris Fillios called the meeting to order at 2:00 p.m.
- B. Pledge of Allegiance:** KCSO Captain Stuart Miller led the Pledge of Allegiance.
- C. Consent Calendar (items to be approved listed below):**

Minutes of Meetings:

- 06/14/2021 Executive *Session §74-206(1)(f)* to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation or controversies not yet being litigated but imminently likely to be litigated.
- 06/14/2021 Human Resources: Personnel Changes
- 06/14/2021 Commissioners' Status Update
- 06/16/2021 Aquifer Protection District FY22 Budget Review
- 06/21/2021 Commissioners' Status Update
- 06/22/2021 Executive *Session §74-206(1)(b)* to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent.
- 06/22/21 Business Meeting

Board Actions:

- Assessor's Adjustment to tax/valuation/AIN Nos. 236617; 238114
- Lease Agreement/Office Space/NW Blvd. Investments, LLC/Public Defender
- Employee Cell Phone Stipend Request/Parks & Waterways
- Human Resources/Personnel Changes: Request Temp Help/Jury Office; Retention Bonuses/Treasurer; Extension of Temporary Permit Technician's Assignment/Temporary Permit Technician/Community Development; Account Clerk to Technician
- Conversion/Auditor; Clarification of ASR Position/Assessor; Higher Duty Pay/Assessor
- PAF/SCF Report: BOCC Review PP14 Week 1/Human Resources
- BOCC Signatures for Indigent Cases: 6/17/21 through 6/23/21

Commissioner Leslie Duncan moved that the Board approve the Consent Calendar as it appeared on the agenda. Commissioner Bill Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

D. Payables List (Action):

Commissioner Duncan moved that the Board accept the Payables List for the week of June 21, 2021 through June 25, 2021 in the amount of \$641,050.27, with \$1,125.96 in jury payments. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

E. Changes to the Agenda (Action): There were no changes to the agenda.

Reject Bid 2021-02/Marine Building & Detective Processing Addition/Board of Commissioners

KCSO Captain Stuart Miller reported that he had been informed by Longwell Trapp Architects Representative Cory Trapp that only one bid had been received for this project and it had been for a higher amount than budgeted. He said Mr. Trapp had recommended that the project be re-bid in January, in the hopes of more interest and lower prices.

Commissioner Duncan moved that the Board approve the rejection of Bid 2021-02 for the Marine Building and Detective Processing Addition. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Contractor Agreement/Beauty Bay and Mowry Park Marine/Parks & Waterways

Parks & Waterways (P&W)/Noxious Weeds/Snowgroomers Director Nick Snyder requested the Board's approval of the agreement with North Idaho Maritime for the Beauty Bay and Mowry Park projects. He said the total cost would be \$15,350 and no General Fund dollars would be used.

Commissioner Duncan moved that the Board approve the Contractor Agreement for the Beauty Bay and Mowry Park Marine Projects. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

FY22 Law Enforcement Partnership for Success Grant Agreement/Idaho Office of Drug Policy/Resource Management Office

Captain Miller explained this represented an annual agreement with the Idaho Office of Drug Policy which would fund overtime and mileage for interdiction activities and party patrols. He said this year's agreement was for \$21,169.60 and would run through the end of June 2022.

Commissioner Duncan moved that the Board approve the FY22 Law Enforcement Partnership for Success Grant Agreement with the Idaho Office of Drug Policy. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Memorandum of Understanding/Post Falls Police Department/KCSO 911

KCSO 911 Communication Services Technician Alan Mallory requested the Board's approval of a Memorandum of Understanding with the Post Falls Police Department which would allow them access to the KCSO 700MHz radio equipment.

Commissioner Duncan moved that the Board approve the Memorandum of Understanding with Post Falls Police Department for their use of the County's 700MHz system. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye

The motion carried.

Reclassification of Funds/"A" Budget to "B" Budget/Supplemental 2020 Emergency Management Program Grant (SEMPG)/Office of Emergency Management

Auditor's Office Staff Accountant – Grants Julina Hildreth explained that the Office of Emergency Management (OEM) had received a 2020 Supplemental EMPG (Emergency Management Performance Grant) in the amount of \$38,772.14. She asked the Board to approve the acceptance of the grant and permit OEM to reclassify funds from their "A" (Personnel) budget to their "B" (Operations) budget in this amount to cover unbudgeted expenses they had experienced.

Commissioner Duncan moved that the Board approve the reclassification of funds from “A” Budget to “B” Budget, taking into account the Supplemental 2020 Emergency Management Program Grant in the amount of \$38,772.14. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye
The motion carried.

Request for Annexation/Hahn/Waldner/Fuller/Northern Lakes Fire Protection District

Civil Deputy Prosecuting Attorney R. David Ferguson presented a request for annexation into the Northern Lakes Fire Protection District by Hahn, Waldner and Fuller. He stated that all necessary requirements for the annexation had been met and recommended that the Board approve the request.

Commissioner Duncan moved that the Board approve the request for annexation by Hahn, Waldner and Fuller into the Northern Lakes Fire Protection District. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye
The motion carried.

Resolution 2021-66/Surplus Vehicles/KCSO

KCSO Auto Shop Mechanic Russ Trueblood requested the Board’s approval of Resolution 2021-66, which would declare two vehicles surplus and allow them to be sent to auction. He said the vehicles were a 1991 Chevy 2500 pickup and a 2014 GMC 2500 pickup.

Commissioner Duncan moved that the Board approve Resolution 2021-66 for the surplus of vehicles with KCSO. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye
Commissioner Duncan: Aye
Chairman Fillios: Aye
The motion carried.

Ms. Hildreth and Office of Emergency Management (OEM) Administrative Assistant Rachel Irish exited the meeting at 2:14 p.m.

Resolution 2021-63/Amended Kootenai County Waterways Restricted Zone Designation/Parks & Waterways

Chairman Fillios reviewed the history of the Kootenai County Waterways Restricted Zone designations. He stated that the Board had made every effort not to target a particular activity or boat type in their actions. He noted that the public had been allowed an additional opportunity to voice opinions and concerns in the Parks & Waterways meeting

held yesterday, June 28, 2021. He asked the other Commissioners for their comments on the issue.

Commissioner Brooks indicated that he felt the Resolution should be revisited and that separate designations for the Spokane River and Twin Lakes and Fernan Lake should be instituted.

Chairman Fillios remarked that the Board had originally added Twin Lakes and Fernan Lake to the resolution on the advice of the KCSO Marine Deputies, since they were all narrow bodies of water.

Commissioner Duncan said she agreed with Commissioner Brooks that the Spokane River and the lakes should be handled differently, in separate resolutions.

Chairman Fillios expressed his disagreement and illustrated his point with reference to Idaho Code §67-7024. He pointed out that the State's definitions were vague and that the Commissioners had tried to offer more precise ones.

Captain Miller read KCSO Sheriff Robert Norris' statement into the record asking that the 2020 version of the resolution be kept in place until September.

Chairman Fillios permitted Kootenai County Resident Richard Hartman to speak.

Mr. Hartman asked that the Board split Twin Lakes out of the resolution today, then proceed with any other discussions or corrections they felt the need to make.

Chairman Fillios moved that the Board maintain the 150 foot rule per 2020-38 for Lower Twin Lake and Fernan Lake, and strike the 150 foot threshold per Resolution 2021-63 for the Spokane River, as written. Commissioner Brooks seconded the motion. There being no further discussion, Deputy Clerk Ginorio called the roll:

Commissioner Brooks: Aye

Commissioner Duncan: Nay

Chairman Fillios: Aye

The motion carried.

- F. **Public Comment (Discussion):** This section is reserved for citizens wishing to address the Board regarding a County related issue. Idaho Law prohibits Board action on items brought under this section except in an emergency circumstance. Comments related to future public hearings should be held for that public hearing. There were no public additional comments.

G. Adjournment (Action): Chairman Fillios adjourned the meeting at 2:30 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

CHRIS FILLIOS, CHAIRMAN

BY: _____
Tina Ginorio, Deputy Clerk
